HON'BLE SRI JUSTICE C.V.NAGARJUNA REDDY

WRIT PETITION NO.22585 of 2007

Dated: 05-11-2007

Between:

Cherivi Beekaiah

..... Pe

AND

Land Acquisition Officer,
Tirupathi, Chittoor district.
And others

..... Respc

Counsel for the petitioner : Sri V.Vinod Reddy

Counsel for the respondents : A.G.P. for Land Acquisition

HON'BLE SRI JUSTICE C.V.NAGARJUNA REDDY

WRIT PETITION No.22585 of 2007

O R D E R:

This writ petition is filed for a writ of mandamus to declare the action of the respondents in seeking to dispossess the petitioner from agricultural lands admeasuring Ac.1.73 cents in survey No.265/2, Mopurupalli village, Varadaiahpalem mandal, Chittoor district without initiating the land acquisition proceedings as illegal and arbitrary.

When the writ petition came up on 25.10.2007, learned counsel for the petitioner sought for an adjournment for filing documents of title. Later W.P.M.P.No.30335 of 2007 has been filed to receive a copy of the DKT patta said to have been granted in favour of the petitioner. The said document has been taken on record by a separate order passed today in W.P.M.P.No.30334 of 2007.

Heard Sri V.Vinod Reddy, learned counsel for the petitioner and the learned Assistant Government Pleader for Land Acquisition for respondents.

The main grievance of the petitioner is that though an extent of Ac.1.73 cents of land was assigned to him, the respondents have neither notified the same for acquisition nor paid any exgratia towards the value of the land covered by the assignment. The learned counsel pointed out that the petitioner submitted representation on 16.10.2007 to the respondents seeking payment of exgratia. He therefore submits that the attempt on the part of the respondents to dispossess the petitioner without considering the said representation is illegal and arbitrary.

Having considered the submissions of the learned counsel, I deem it appropriate to dispose of the writ petition with a direction to respondent No.1 to consider representation dated 16.10.2007 said to have been made by the petitioner to the Mandal Revenue Officer with a copy marked to him, within a period of four weeks.

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C.V.NAGARJUNA REDDY,J

Date:05.11.2007

mdaa